

UNITED STATES DISTRICT COURT
for the
District of South Carolina

United States of America

v.

Derrick Dwayne Smith

)

) Case No: 4:12-cr-00355-TLW

)

) USM No: 24511-171

)

) Michael A. Meetze

Defendant's Attorney

Date of Original Judgment: 04/17/2013

Date of Previous Amended Judgment: _____

(Use Date of Last Amended Judgment if Any)

**ORDER REGARDING MOTION FOR SENTENCE REDUCTION
PURSUANT TO 18 U.S.C. § 3582(c)(2)**

Upon motion of the defendant the Director of the Bureau of Prisons the court under 18 U.S.C. § 3582(c)(2) for a reduction in the term of imprisonment imposed based on a guideline sentencing range that has subsequently been lowered and made retroactive by the United States Sentencing Commission pursuant to 28 U.S.C. § 994(u), and having considered such motion, and taking into account the policy statement set forth at USSG §1B1.10 and the sentencing factors set forth in 18 U.S.C. § 3553(a), to the extent that they are applicable,

IT IS ORDERED that the motion is:

DENIED. GRANTED and the defendant's previously imposed sentence of imprisonment (*as reflected in the last judgment issued*) of 90 months is reduced to 78 months.

(Complete Parts I and II of Page 2 when motion is granted)

If this sentence is less than the amount of time Defendant has already served, this sentence is reduced to a time-served sentence of imprisonment.

Except as otherwise provided, all provisions of the judgment dated 04/17/2013 shall remain in effect.

IT IS SO ORDERED.

Order Date: 06/16/2015

s/ Terry L. Wooten
Judge's signature

Effective Date: 11/01/2015
(if different from order date)

Terry L. Wooten, Chief United States District Judge
Printed name and title